IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

FRIDAY, THE 27TH APRIL 2007 / 7TH VAISAKHA 1929

WP(C).No. 13837 of 2007(V)

PETITIONER:

PHILIP SHARLO THOMAS MOOR,
VETTIKKATTUKADUTHANAM, NALUKODI P.O.,
CHANGANACHERRY.

BY ADV. SRI.I.DINESH MENON

RESPONDENTS:

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1. THE DEPUTY TRANSPORT COMMISSIONER,
CENTRAL ZONE, ERNAKULAM.

2. THE REGIONAL TRANSPORT OFFICER,
KOTTAYAM.

BY GOVERNMENT PLEADER (SHRI MATHEW GEORGE VADAKKEL)

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 27/04/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K. M. JOSEPH, J.

W.P.C. NO. 13837 OF 2007 V

Dated this the 27th April, 2007

JUDGMENT

Complaint of petitioner is that though the petitioner has preferred Ext.P3 statutory Appeal in terms of Rule 12(5) of the Kerala Motor Vehicles Taxation Rules, it is not being disposed of. Heard the learned Government Pleader also. According to petitioner, he will at least get the benefit of paying tax at the rate applicable to non-transport vehicles, though he will not be entitled for total exemption. The Writ Petition is disposed of directing the first respondent to consider and take a decision on Ext.P3 Appeal in accordance with law, after hearing the petitioner, within a period of two months from the date of receipt of a copy of this Judgment, if it is filed in time. In the meantime, recovery steps shall be kept in abeyance, if the petitioner pays the amount due for the vehicle at the rate applicable to a non-transport vehicle, within a period of three weeks from today.

K. M. JOSEPH, JUDGE

kbk.